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OFFICIAL GAZETTE

GOVERNMENT OF GOA, DAMAN AND DIU

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Local Administration and Welfare Department

Notification

6-30/76-LSG

In supersession of the Government Notification No. LSG/1288/SW/68 the scheme regulating the grants of Financial Assistance to persons belonging to Scheduled Castes/Scheduled Tribes for construction of houses in the Union Territory of Goa, Daman and Diu has been modified considering the ceiling cost revised by the Government of India, Ministry of Home Affairs, vide their letter No. BC/7011/7/81-SCBCD-II dated 30th October, 1981, and revised rules are published for implementation with immediate effect.

By order and in the name of the Administrator of Goa, Daman and Diu.

Alexandre Pereira, Under Secretary (Revenue).

Panaji, 3rd January, 1983.

Rules regulating the Grant of Financial Assistance to persons belonging to Scheduled Castes/Scheduled Tribes for construction of House, in the Union Territory of Goa, Daman and Diu

1. Title: These rules shall be called the Goa, Daman and Diu grant of financial assistance to persons belonging to scheduled castes and scheduled tribes for construction of residential houses Rules, 1982.

These rules shall be applicable throughout the Union Territory of Goa, Daman and Diu and shall come into force with effect from the date of its publication in the Official Gazette.

2. Object: The object of the scheme is to give financial assistance to the house-less scheduled castes/scheduled tribes persons for construction of residential houses, who are otherwise unable to have their own houses due to poverty.

3. Definition:

(i) **Director:** means the Director of Social Welfare, Government of Goa, Daman and Diu.

(ii) **Government:** means the Government of Goa, Daman and Diu.

(iii) **Scheduled Castes and Scheduled Tribes:** means the Castes and Tribes notified as such by the Govt. of India in relation to the Union Territory of Goa, Daman and Diu.

(iv) **Family:** means a household living independently.

4. Eligibility: for the purpose of grant of financial assistance under the rules the applicant shall fulfil the following conditions.

i) The applicant should be bonafide resident of the Union Territory of Goa, Daman and Diu.

ii) The applicant's castes or tribes should have been declared as Scheduled Castes/Scheduled Tribes under Articles 341 and 342 of the Constitution of India, in relation to the Union Territory of Goa, Daman and Diu.

iii) The income of the family of the applicant should not exceed Rs. 500/- per month.

iv) The applicant or his family members, should not own any house in his own name or in the name of his family members.

v) The applicant should hold title to the land on which the house is to be built.

5. Specification of the house to be constructed:

i) The minimum accommodation to be provided in each house should have a floor area of 220 sq. ft. consisting of living room, a multipurpose room (or kitchen and a verandah) and a store. Out of this 120 sq. ft. may be for the living room and the remaining 100 sq. ft. for the multipurpose room (or kitchen and a verandah) and the store. In addition a bathing platform and a sanitary latrine may be provided wherever feasible.

ii) As far as possible the locally available building material may be utilised. However the beneficiary may be permitted to use bricks or durable material for the construction work. The roof of the house should be of timber covered with Manglorian tiles. The house and the roofs should last not less than 20 years with reasonable maintenance & repair by the occupants.

6. Rate of financial assistance and mode of payment:

i) The eligible applicant shall be granted financial assistance amounting to Rs. 3,800/- in general areas & Rs. 4750/- in hilly regions and remote places like Pernem, Satari, Quepem, Canacona & Sanguem. Out of the amount 75% shall be treated as subsidy subject to maximum amount of Rs. 2,000 in case of financial assistance of

Rs. 3,800 and Rs. 2,500/- in case of financial assistance of Rs. 4750/- and the remaining 25% or the balance of financial assistance shall be treated as loan.

ii) The financial assistance shall be disbursed in four equal instalments as follows:—

a) First instalment consisting of entire/loan amount shall be paid immediately.

b) The second instalment consisting of 25% of financial assistance (subsidy amount) shall be paid on production of vouchers of material purchased for construction of house or on receipt of the utilisation certificate from Block Development Officer to the effect that the value of material purchased by the beneficiary is not less than the value of first instalment.

c) The third instalment consisting of 25% of financial assistance of (subsidy amount) shall be released after the production of utilisation certificate from the Block Development Officer to the effect that value of work done is not less than the value of the amount of second instalment granted.

d) The fourth instalment consisting of 25% of financial assistance (subsidy amount) shall be released after the production of utilisation certificate from the Block Development Officer to the effect that the value of work done is not less than amount of 3 instalments granted.

iii) The amount of financial assistance shall be drawn and disbursed by the Block Development Officer.

7. Recovery of Loan:

i) The loan amount shall be recovered in 20 yearly instalments without interest.

ii) The repayment of loan shall start from the date of first anniversary of the disbursement of last instalment of financial assistance.

8. *Mode of applying:* The application for the grant of financial assistance under the rules shall be made in the prescribed form (Appendix I). The application should be sent to the Director of Social Welfare or Collector Daman or Civil Administrator Diu as the case may be through the Block Development Officer. Each application shall be accompanied by the following documents:—

i) A certificate in the prescribed form (Appendix II) to the effect that the applicant belongs to Scheduled Castes or Scheduled Tribes.

ii) Income certificate in Appendix III is issued by the concerned secretaries of the village Panchayat attested by the respective Sarpanch and countersigned by the Block Development Officer or issued by the Mamlatdar or any other competent authority prescribed for the issue of income certificate by the Government.

iii) Title to the land certificate in Appendix IV issued by the Mamlatdar or any other authority prescribed to issue such certificate from time to time or on production of certified copy of "Sale Deed" conferring title to the applicant or any other document authenticated showing that the applicant hold title to the land.

iv) Solvency certificate in Appendix V issued by the Sarpanch or President of Municipal Council or

M.L.A. or M.P. and countersigned by the Block Development Officer.

v) Declaration by sureties in Appendix VI solvent to the extent of loan amount.

9. Bond and final Utilisation:

i) The applicant will sign a bond mortgaging the house site and the house proposed to be constructed in favour of Government on Rs. 2/- non-judicial stamp paper for repayment of the loan amount with two sureties binding themselves for repayment of the loan amount. The Director, Collector Daman and Civil Administrator Diu shall accept the Bond on behalf of the President of India.

ii) The Block Development Officer shall issue a utilisation certificate after the house is completed.

10. *Cancellation of financial assistance:* The grant of financial assistance shall be cancelled if at any stage the information furnished by the applicant is found either incorrect or is obtained by suppressing any material facts. In the event of cancellation of financial assistance, the entire amount granted shall be recovered as arrears of land revenue at the discretion of the Director or Collector of Daman or Civil Administrator Diu within their respective jurisdiction.

11. Other Conditions:

i) The applicant shall complete the house within a period of 12 months from the date of disbursement of first instalment of financial assistance. The time limit may be extended in by the Director or Collector Daman or Civil Administrator Diu within their respective jurisdiction for which an application will be made by the beneficiary through the concerned Block Development Officer.

ii) The applicant shall construct the house within the prescribed time limit.

iii) In case of breach of any of the above conditions imposed on the applicant under these rules, the entire amount of financial assistance shall be treated as loan and recovered in lumpsum from the beneficiaries as arrears of land revenue at the discretion of the Director.

12. Grant of financial assistance:

i) The application received shall be inquired into by the Block Development Officer who will forward the same to the Director of Social Welfare, Panaji or Collector Daman or Civil Administrator Diu as the case may be alongwith his recommendations.

ii) The applications received shall be scrutinised by the Directorate of Social Welfare, Collector of Daman and Civil Administrator Diu in their respective jurisdiction.

iii) The Director of Social Welfare in Goa District, the Collector of Daman, in Daman District and the Civil Administrator of Diu, in Diu District shall be the sanctioning authority under these rules in their respective jurisdiction and their decision as regarding to the selection or rejection of the grant of financial assistance shall be final.

13. Interpretation and relaxation:

i) The Director shall be the final authority concerning the interpretation of these rules.

ii) The Government may relax any of the provision of these rules for good and sufficient reasons.

14. Repeal: Consequent upon these rules coming into force, the scheme of financial assistance for construction of residential houses by SC/ST persons presently into force shall stand repealed.

15. The financial component and the pattern thereof is approved by Government of India, Ministry of Home Affairs, New Delhi, by their letter No. BC-17011/7/81-SCBCD. II dated 30th Oct., 1981.

APPENDIX-I

Government of Goa, Daman and Diu

Directorate of Social Welfare Panaji-Goa

(Application form for grant of subsidy for construction of houses under Housing Welfare Schemes for Scheduled Classes)

1. Name of the applicant (in block letters).
2. Age.
3. Name of father/husband.
4. Name of village and Taluka.
5. Occupation of the applicant.
(all details should be furnished inclusive of subsidiary occupations).
6. Annual income.
(a) Details of property, if any.

| Sr. No. | Village | Name of property | Details of property | Right in property |
|---------|---------|------------------|---------------------|-------------------|
| 1 | 2 | 3 | 4 | 5 |

(b) Details of family members with its head.

| Sr. No. | Name | Age | Occupation | Yearly income | Married/Un-married | Remarks |
|---------|------|-----|------------|---------------|--------------------|---------|
| 1 | 2 | 3 | 4 | 5 | 6 | 7 |

N. B. Income from source like labour wages may also be shown.

7. (a) Survey No. or such other details of the site on which house is proposed for construction.

(b) Boundaries with area of site.

North:

South:

East:

West:

8. Total area and market value of the house site in question.
9. Details of documents to prove ownership of the house site.
10. Encumbrances if any attached to the house site for construction of new house:
11. Particulars of house to be built.
(a) Cost.
(b) Plinth areas.

In case if some modification are required in model plan to suite local requirements (attach rough plan or the house plan specification and approximate cost).

12. Total amount to be invested by the applicant:

(a) In cash.

(b) In the form of material.

(c) In form of his own or family members labour.

13. Details of loan and advances from all sources outstanding against the applicant:

| Sr. No. | Purpose of loan | Total loan yet to be repaid |
|---------|-----------------|-----------------------------|
|---------|-----------------|-----------------------------|

14. Any other information considered essential by the applicant.

I ... son/wife of ... resident of ... do hereby solemnly affirm and declare that the contents of this application are correct and true to the best of my knowledge, belief and that I have not concealed or withheld any fact or facts.

Signature or thumb impression
of the applicant

Station:

Date:

APPENDIX II

List of authorities empowered to issue certificates of verification

1. District Magistrate/Additional District Magistrate/Collector/Deputy Commissioner/Additional Deputy Commissioner/Deputy Collector/1st Class Stipendiary Magistrate/City Magistrate/Sub-divisional Magistrate/Taluka Magistrate/Executive Magistrate/Extra Assistant Commissioner (not below the rank of 1st Class Stipendiary Magistrate).

2. Chief Presidency Magistrate/Additional Chief Presidency Magistrate/Presidency Magistrate.

3. Revenue Officers not below the rank of Tahsildar.

4. Sub-divisional Officer of the area where the candidate and/or his family normally resides.

5. Administrator/Secretary to Administrator/Development Officer (Lakshadweep Islands).

Form of certificate to be produced by a candidate belonging to a Scheduled Castes or Scheduled Tribes in support of his claim.

FORM OF CASTE CERTIFICATE

This is to certify that Shri/Shrimati/Kumari ... son/daughter of ... of village/town ... in District/Division ... of the State Union Territory ... belongs to the ... caste/tribe which is recognised as Scheduled Castes/Scheduled Tribes.

Under

The Constitution (Scheduled Castes) Order 1950.

The Constitution (Scheduled Tribes) Order 1960.

The Constitution (Scheduled Castes) (Union Territories) Order 1951.

as amended by the Scheduled Castes and Scheduled Tribes lists (Modification) Order, 1956, the Bombay Reorganisation Act, 1960, the Punjab Reorganisation Act, 1966, the State of Himachal Pradesh Act, 1970 and the North Eastern Areas (Reorganisation) Act, 1971.

The Constitution (Jammu and Kashmir) Scheduled Castes Order 1956.

The Constitution (Andaman and Nicobar Island) Scheduled Tribes Order 1959.

The Constitution (Dadra and Nagar Haveli) Scheduled Tribes Order 1962.

The Constitution (Pondicherry) Scheduled Castes Order 1954.

The Constitution (Scheduled Tribes) (Uttar Pradesh) Order 1977.

The Constitution (Goa, Daman and Diu) Scheduled Castes Order 1980.

The Constitution (Nagaland) Scheduled Castes Order 1970.

2. Shri/Shrimati/Kumari ... and his/her family ordinarily reside(s) in village/town ... of ... District/Division of the State/Union Territory of ...

Signature ...
Designation ...
(with seal of office)

Place ... State
Date ... Union Territory

Please delete the words which are not applicable.

Note:—The term "Ordinarily resides" used here will have the meaning as in section 20 of the Representation of the People Act, 1950.

APPENDIX III

(To be certified by the concerned Secretaries of the Panchayats once the same attested by the respective Sarpanch and countersigned by the respective B.D.O. or by Mamlatdar).

I hereby certify, to the best of my knowledge and belief that, the total annual income from all sources of all the family members of the applicant Shri/Smt./Kum. ... is Rs. ... (Rupees in words) ... for the year ... and is resident of ...

Signature of the Secretary
Attested by

Sarpanch with Seal
Countersigned by

Block Development Officer
with Seal
or
Mamlatdar with Seal

APPENDIX IV

CERTIFICATE

I hereby certify that as per local inquiry and verification of documents produced before me Shri/Smt. ... 1. ... of village ... taluka ... District ... is holding title in the following land which is proposed as House site for the purpose of construction of house.

1. Details of the land.
(Local name etc.)
2. Details of documents.
3. Area of the land.

Place: Mamlatdar of

Dated: Office Seal

APPENDIX V

SOLVENCY CERTIFICATE

Shri/Smt./Kum. ... r/o ... has applied for financial assistance of Rs. ... (Rupees ... only) for ... from the Directorate of Social Welfare/Collector of Daman/Civil Administration of Diu.

Shri/Smt./Kum. ... r/o ... the applicant is solvent for Rs. ...

The two parties mentioned in Appendix V who are standing as personal sureties to the applicant are having sound financial position and good standing in the society. They are solvent for Rs. ... each.

Place: Signature of issuing authority
Date: with seal

APPENDIX VI

DECLARATION BY SURETIES

We the undersigned 1. ... r/o ... 2. ... r/o ... agree to stand as surety to the applicant Shri/Smt./Kum. ... who has applied for financial assistance of Rs. ... for ... and shall hold ourselves liable for payment of the amount jointly and severally alongwith him/her.

Witness: — Sureties: —
1. ... 1. ...
2. ... 2. ...